

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

KENNETH O. McELRATH ET AL.

Serial No.: 10/698,964

Filed: October 31, 2003

For: FUEL CELL ELECTRODE COMPRISING  
CARBON NANOTUBES

Confirmation No.: 8810

Group Art Unit: 1745

Examiner: Shermanda L. Williams

Attorney Docket: 3006.001800/KDG

**CUSTOMER NO. 23720**

**RESPONSE TO OFFICE ACTION  
DATED SEPTEMBER 28, 2006**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to the Office Action dated September 28, 2006, for which the three-month date for response is December 28, 2006.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, the Director is authorized to deduct said fees from Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/3006.001800KG.

Reconsideration of the application is respectfully requested. The amendments to the claims begin on page 2. The remarks begin on page 5.